

**In The United States District Court  
Northern District of Ohio  
Western Division**

**FILED**

**SEP 27 2024**

CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
TOLEDO

**Brian K. Alford,  
Plaintiff**

**Case No. 3:21-cv-1123**

**Judge James Carr**

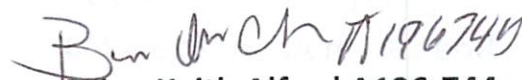
**-vs-**

**Robert Zilles, et. Al.,  
Defendants.**

**Motion in Opposition to withdraw as counsel**

**Comes now Plaintiff, Brian Keith Alford, in the above captioned case, and  
hereby files his motion in opposition to withdraw as counsel filed by appointed  
counsel Patricia Horner. A Memorandum in Support is attached hereto.**

**Respectfully submitted,**

  
**Brian Keith Alford A196-744**

**Ross Correctional Institution**

**P.O. Box 7010**

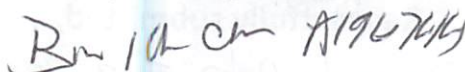
**Chillicothe, Ohio 45601**

**Plaintiff**

MEMORANDUM IN SUPPORT

Plaintiff received a copy of the motion to withdraw as counsel filed by attorney Patricia Horner on 9-19-24, one day prior to depositions in the above captioned case [ see status report attached]. Plaintiff filed a grievance in May 16<sup>th</sup>, 2024 the same day he contacted the court regarding concerns with Ms. Horner. Since that time, Plaintiff has agreed to work with Ms. Horner, but apparently Ms. Horner's true intent is to derail Plaintiff's case by requesting to withdraw one day prior to deposition of Defendant Dennis Seger. As an email message discloses, no other attorneys are willing to represent Plaintiff Pro Bono in the Toledo Area, and considering the complexity of Plaintiff allegations, counsel is pertinent in order to perfect his case. Therefore, Plaintiff request Ms. Horner remain counsel throughout this case, or until new counsel can be appointed by the Court. It is so prayed.

Respectfully submitted,



Brian Keith Alford A196-744

Ross Correctional Institution

P.O Box 7010

Chillicothe, Ohio 45601

Plaintiff

**CERTIFICATE OF SERVICE**

**I hereby certify that true copy of the foregoing motion in opposition to withdraw was sent via regular U.S. Mail this 20<sup>th</sup>, day of September, 2024 to:**

**Patricia Horner – Attorney**

**P.O. Box 5730**

**Toledo, Ohio 43613**

**And**

**Mary A Vonderwell**

**Senior Assistant Attorney's General**

**Criminal Justice Section**

**30 East Broad Street, 23<sup>rd</sup> Floor**

**Columbus, Ohio 43215-3428**

*B~ 1a cr A196744*

**Brian Keith Alford A196-744**

**Plaintiff**